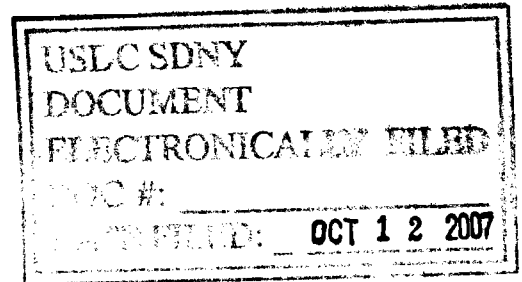


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October 11, 2007

BY FAX 212 805-0426  
Hon. Laura T. Swain  
United States District Judge  
United States District Court  
Southern District of New York  
500 Pearl St., Room 755  
New York, NY 10007

**MEMO ENDORSED**

RE: Ecuadorian Fruit Corp. v. A.P. Moller-Maersk AS  
07 Civ. 6610 (LTS)(AJP)

Dear Judge Swain:

I am the attorney for Ecuadorian Fruit Corp., the plaintiff in the referenced action.

I write concerning the pre-trial conference in this matter which is set before you for November 20, 2007 at 4:30 p.m. I request that the conference be conducted by telephone.

I am based in Key Biscayne, Florida although I am admitted to practice in the Southern District. Counsel for the defendant has advised me that he has no objection to a telephone conference. No previous request for relief concerning the conference has been made by either party.

I await your advice.


Sincerely,

  
Thomas V. Halley

cc Eric Lenck, Esq. - By e-mail

*Plaintiff's counsel's request to appear telephonically is granted. Counsel shall contact the courtroom Deputy (212 805 0424) by November 16, 2007, for call-in instructions.*

SO ORDERED.

 10/11/2007  
LAURA TAYLOR SWAIN  
UNITED STATES DISTRICT JUDGE